



Entered on Docket
June 01, 2010

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

9 WILDE & ASSOCIATES
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16 U.S. Bank, N.A., its Successors and/or Assigns
17 09-72352

18 **UNITED STATES BANKRUPTCY COURT**
19 **DISTRICT OF NEVADA**

20 In Re:

21 Darlene S. Riede

22 Debtor.

23 BK-S-09-14548-mkn

24 MS Motion No. 40
Date: 5/5/10
Time:

25 Chapter 13

26 **ORDER RE ADEQUATE PROTECTION**

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing
in the above-entitled Court, all appearances as noted on court record, and based upon all the
papers and pleadings on file herein and good cause appearing therefor.

3	2 Monthly Payments(s) at \$853.13 (October 1, 2009 - November 1, 2009)	\$1,706.26
4	2 Late Charge(s) at \$34.13 (October 1, 2009 - November 1, 2009)	\$68.26
5	6 Monthly Payments(s) at \$852.86 (December 1, 2009 - May 1, 2010)	\$5,117.16
6	6 Late Charge(s) at \$34.11 (December 1, 2009 - May 1, 2010)	\$204.66
7	Property Inspections	\$160.00
8	Corporate Advance	\$700.00
9	Motion for Relief Filing Fee	\$150.00
10	Attorneys Fees	\$750.00
	Total	\$8,856.34

The total arrearage shall be paid in six monthly installments. Payments one through five (1-5) in the amount of \$1476.06 shall be in addition to the regular monthly payment and shall be due on or before the 20th day of the month commencing with the June 20, 2010 payment and continuing throughout and concluding on or before October 20, 2010 . The sixth final payment in the amount of \$1476.04 shall be paid on or before November 20, 2010.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtor shall resume and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan, beginning with the June 1, 2010, payment, on Secured Creditor's Trust obligation, encumbering the subject Property, generally described as 6023 Great Smokey Avenue , Las Vegas, NV 89156, and legally described as follows:

LOT 25 IN BLOCK 7 OF SUNRISE TRAILER ESTATES UNIT THREE AS SHOWN BY MAP THEREOF ON FILE IN BOOK 9 OF PLATS PAGE 82 IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY NEVADA.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtor fails to make any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement.

If upon the sixteenth (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete possession thereof.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtor at least five business days' notice of the time, place and date of sale.

IT IS SO ORDERED.

Submitted by:

WILDE & ASSOCIATES

By _____

GREGORY L. WILDE, ESQ.
Attorneys for Secured Creditor
212 South Jones Boulevard
Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

Rick A. Yarnall

By mgatt 5-18-10

Laura L. Fritz

By Laura L. Fritz

Rick A. Yarnall
Chapter 13 Trustee
701 Bridger Avenue #820
Las Vegas, NV 89101

Laura L. Fritz
Attorney for Debtors
625 South Sixth Street
Las Vegas, NV 89101

Nevada Bar No. 6568

1 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

2 _____ The court waived the requirements of LR 9021.

3 _____ No parties appeared or filed written objections, and there is no trustee appointed in the case.

4 _____ No parties appeared or filed written objections, and the trustee is the movant.

5 This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a
copy of this proposed order to all counsel who appeared at the hearing, and any trustee
appointed in this case, any unrepresented parties who appeared at the hearing, and each has
approved or disapproved the order, or failed to respond, as indicated below:

6 Debtor's counsel:

7 approved the form of this order _____ disapproved the form of this order

8 _____ waived the right to review the order and/or _____ failed to respond to the document

9 _____ appeared at the hearing, waived the right to review the order

10 _____ matter unopposed, did not appear at the hearing, waived the right to review the order

11 Trustee:

12 approved the form of this order _____ disapproved the form of this order

13 _____ waived the right to review the order and/or _____ failed to respond to the document

14 _____ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all
counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented
parties who appeared at the hearing, and each has approved or disapproved the order, or failed to
respond, as indicated below.

15 Debtor's counsel:

16 _____ approved the form of this order _____ disapproved the form of this order

17 _____ waived the right to review the order and/or _____ failed to respond to the document

18 _____ appeared at the hearing, waived the right to review the order

19 _____ matter unopposed, did not appear at the hearing, waived the right to review the order

20 Trustee:

21 _____ approved the form of this order _____ disapproved the form of this order

22 _____ waived the right to review the order and/or _____ failed to respond to the document

23 _____ I certify that I have served a copy of this order with the motion, and no parties appeared or filed
written objection.

24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

26 Gregory L. Wilde, Esq.

Attorney for Secured Creditor